	Application No.	Applicant(s)		
Notice of Allowability	10/658,060	MARCHTHALER, REINE	R	
	Examiner	Art Unit		
	George A. Bugg	2612		
The MAILING DATE of this communication appeal All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED i or other appropriate comm IGHTS. This application is	n this application. If not included unication will be mailed in due cours	se. THIS	
1. This communication is responsive to <u>04/20/2006</u> .				
2. The allowed claim(s) is/are <u>1-5</u> .				
<ol> <li>Acknowledgment is made of a claim for foreign priority ur</li> <li>a)                All b)              Some* c)              None of the:         </li> <li>1.              Certified copies of the priority documents have 2.              Certified copies of the priority documents have 3.              Copies of the certified copies of the priority do International Bureau (PCT Rule 17.2(a)).</li> <li>* Certified copies not received:</li> </ol>	e been received. e been received in Application	on No	rom the	
Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONN THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		e a reply complying with the require	ments	
4. A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which give			E OF	
5. CORRECTED DRAWINGS (as "replacement sheets") mus	st be submitted.			
(a) including changes required by the Notice of Draftspers		w ( PTO-948) attached		
1)  hereto or 2)  to Paper No./Mail Date	•			
(b) including changes required by the attached Examiner's Paper No./Mail Date	s Amendment / Comment o	r in the Office action of		
Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in t			() of	
<ol> <li>DEPOSIT OF and/or INFORMATION about the depo attached Examiner's comment regarding REQUIREMENT</li> </ol>	SIT OF BIOLOGICAL MAT FOR THE DEPOSIT OF BI	ERIAL must be submitted. Note DLOGICAL MATERIAL.	the	
Attachment(s)	_			
1. Notice of References Cited (PTO-892)		formal Patent Application (PTO-152	2)	
2. Notice of Draftperson's Patent Drawing Review (PTO-948)		ummary (PTO-413), /Mail Date		
3. Information Disclosure Statements (PTO-1449 or PTO/SB/0 Paper No./Mail Date		Amendment/Comment		
Examiner's Comment Regarding Requirement for Deposit of Biological Material		Statement of Reasons for Allowand	Эе	
	9.	9.  Other		
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## **DETAILED ACTION**

1. Applicant's arguments, see 3 and 4 of the Appeal Brief, filed 04/20/2006, with respect to "outputting an instruction to the passenger" have been fully considered and are persuasive. The rejection of 07/13/2005 has been withdrawn.

## Allowable Subject Matter

- 2. Claims 1-5 are allowed.
- 3. The following is an examiner's statement of reasons for allowance: Prior art fails to teach or suggest a system for detecting the position of a person in a vehicle seat, wherein a sensor signal, indicative of the seated position of the passenger, is used to determine if the seat needs to be adjusted, and outputting an instruction to adjust the seat directly to the passenger himself. The major difference between Applicant's invention and that of the prior art is that the instruction output to the passenger is to alert the passenger to adjust the seat manually, while the prior art teaches the adjustment being done automatically.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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## Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to George A. Bugg whose telephone number is (571) 272-2998. The examiner can normally be reached on Monday-Thursday 9:00-6:30, and every other Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Daniel Wu can be reached on (571) 272-2964. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

George A Bugg Examiner Art Unit 2612

May 26, 2006

SUPERVISORY PATENT EXAMINER

5/30/06

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